

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DERRICK JACOBS,	:	
Plaintiff,	:	
	:	
v.	:	CIVIL ACTION NO. 19-CV-4616
	:	
CITY OF PHILADELPHIA, et al.,	:	
Defendants.	:	

DERRICK JACOBS,	:	
Plaintiff,	:	
	:	
v.	:	CIVIL ACTION NO. 21-CV-0128
	:	
CITY OF PHILADELPHIA, et al.,	:	
Defendants.	:	

ORDER

AND NOW this 25th day of January, 2021, upon consideration of Plaintiff's Derrick Jacobs's Complaint (ECF No. 1, Civ. A. No. 21-0128) and his filing seeking Emergency Injunctive Relief (ECF No. 3, Civ. A. No. 21-0128) which were inadvertently docketed by the Clerk of Court in *Jacobs v. City of Philadelphia, et al.*, Civ. A. No. 21-0128, rather than in *Jacobs v. City of Philadelphia, et al.*, Civ. A. No. 19-4616,¹ it is **ORDERED** that:

¹ In *Jacobs v. City of Philadelphia, et al.*, Civ. A. No. 19-4616, the Court previously entered an Order on January 4, 2021 (ECF No. 22) granting Jacobs leave to file a Second Amended Complaint on or before February 1, 2021. It appears that on January 8, 2021, Jacobs submitted a new civil complaint for filing to the Clerk of Court by emailing his submission to PAED_Documents@paed.uscourts.gov. The Clerk of Court, rather than docketing this submission as a Second Amended Complaint in Jacob's original action, inadvertently opened a new and separate matter at Civ. A. No. 21-0128 and docketed Jacob's submission as the Complaint in that new matter. Upon review, it is clear to the Court that Jacobs's submission is

1. The Clerk of Court is **DIRECTED** to docket Jacobs's Complaint (ECF No. 1 in Civ. A. No. 21-0128) as a new and separate docket entry entitled "Second Amended Complaint" in Jacobs's prior action, *Jacobs v. City of Philadelphia, et al.*, Civ. A. No. 19-4616, following the docketing of this Order; and

2. The Clerk of Court is **DIRECTED** to docket Jacob's filing seeking Emergency Injunctive Relief (ECF No. 3, Civ. A. No. 21-0128) as a new and separate docket entry in Jacob's prior action, *Jacobs v. City of Philadelphia, et al.*, Civ. A. No. 19-4616; and

3. The Clerk of Court is **DIRECTED** to **CLOSE** *Jacobs v. City of Philadelphia, et al.*, Civ. A. No. 21-0128. All future filings related to these case shall be filed in the original filed action, Civ. A. No. 19-4616.

BY THE COURT:

/s/ Harvey Bartle III

HARVEY BARTLE III, J.

more properly understood to serve as the Second Amended Complaint he was authorized to file in accordance with the Court's January 4, 2021 Order in Civ. A. No. 19-4616. Accordingly, the Court will direct the Clerk of Court to docket this submission in Civ. A. No. 19-4616 as set forth in this Order.